

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

FEDERAL NATIONAL MORTGAGE
ASSOCIATION,

Plaintiff,

v.

SUNG SOOK AHN and GREGORY S.
TIFT,

Defendants,

and

SUNG SOOK AHN and GREGORY S.
TIFT,

Counterclaimants,

v.

FEDERAL NATIONAL MORTGAGE
ASSOCIATION, et al.,

Counterdefendants.

CASE NO. C14-5063 RBL

ORDER GRANTING
COUNTERDEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT

[DKT. # 30]

1 THIS MATTER is before the Court on Counterdefendant¹ Everhome's Motion for
2 Summary Judgment [Dkt. # 30]. Everhome seeks dismissal of Ahn's and Tift's counterclaims
3 against it. Ahn and Tift have not filed a Response. As it is permitted to do under *Celotex Corp.*
4 *v. Catrett*, 477 U.S. 317, 323 (1986), Everhome points out that there is no evidence to support
5 Plaintiffs' claims against them.
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7 The moving party is entitled to judgment as a matter of law when the nonmoving party
8 fails to make a sufficient showing on an essential element of its case upon which it bears the
9 burden of proof. *See Matsushita Elec. Indus. Co. v. Zenith Radio Corp.*, 475 U.S. 574, 586
10 (1986). Ahn and Tift bear the burden of proof on each element of each of their counterclaims.
11 Because Ahn and Tift failed to establish the existence of a material issue of fact on any of these
12 elements and any of these claims, the Motion for summary judgment is GRANTED. All of Ahn
13 and Tift's counterclaims are DISMISSED with prejudice.
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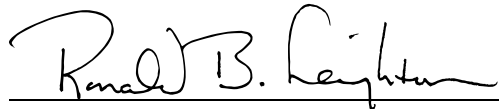
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24 ¹ Plaintiff Everhome commenced an unlawful detainer action against Defendant Ahn in
25 state court after a foreclosure. Ahn and her "advocate," Tift, asserted counterclaims against
26 Everhome and a variety of other entities involved in the loan and the foreclosure. The Court
27 previously dismissed all of Ahn's claims against a different subset of Counterdefendants [*see*
28 Dkt. #29].

For clarity, in this Order the name "Everhome" refers to all of the remaining
counterdefendants.

1 It is not clear whether Everhome's initial unlawful detainer claim remains pending in this
2 Court. The court will DISMISS that claim and CLOSE the case unless Everhome notifies the
3 court that any claim remains pending within 10 days of this Order.
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5 IT IS SO ORDERED.

6 Dated this 20th day of October, 2014.

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9 RONALD B. LEIGHTON
10 UNITED STATES DISTRICT JUDGE
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